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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/724,972	12/01/2003	Lynn Doucette-Stamm	PATH03-16

23856
GENOME THERAPEUTICS CORPORATION
100 BEAVER STREET
WALTHAM, MA 02453

CONFIRMATION NO. 3315



OC000000011774038

Date Mailed: 01/28/2004

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS
CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE
DISCLOSURES**

Filing Date Granted

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

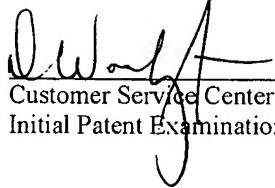
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

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PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT APPLICATION
Docket No.: PATH03-16

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Lynn Doucette-Stamm and David Bush

Application No.: 10/724,972 Filed: December 1, 2003

Group Art: 1656 Conf. No.: 3315 Examiner: (n/a)

Title: Nucleic Acid and Amino Acid Sequences Relating to
Staphylococcus epidermidis For Diagnostics and
Therapeutics

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450	
on <u>March 29, 2004</u>	<u>Jennifer Menard</u> Signature
Date	
<u>Jennifer Menard</u> Typed or printed name of person signing certificate	

**TRANSMITTAL OF SEQUENCE LISTING AND STATEMENT IN
RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS
UNDER 37 C.F.R. §§1.821-1.825**

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Sir:

In response to the Notice to Comply dated January 28, 2004, transmitted herewith is the "Sequence Listing" in the form of three (3) copies of a CD-ROM, as allowed in the changes to 37 C.F.R. §§1.821-1.825 as published in the Federal Register on September 8, 2000. The three (3) copies of the CD-ROM are intended to serve as:

- (1) a compact disc copy of the Sequence Listing for the above-identified patent application as required by 37 C.F.R. §1.821(c) ("Copy 1"), the disc containing the

- ASCII file "PATH03-16.pto.txt", created on March 29, 2004, and of 9,794 bytes in size, in IBM-PC Windows®NT v4.0 format;
- (2) a duplicate copy of the compact disc as required by 37 C.F.R. §1.52(e)(4) ("Copy 2"), the disc containing the ASCII file "PATH03-16.pto.txt", created on March 29, 2004, and of 9,794 bytes in size, in IBM-PC Windows®NT v4.0 format, and;
- (3) a compact disc copy in computer-readable form as required by 37 C.F.R. §1.821(e), the disc containing the ASCII file "PATH03-16.pto.txt", created on March 29, 2004, and of 9,794 bytes in size, in IBM-PC Windows®NT v4.0 format.

As required by 37 C.F.R. §1.821(f), Applicants' representative hereby states that the contents of the "Sequence Listing" on all three CD-ROMs is the same and, as required by 37 C.F.R. §1.821(g), also states that the submission includes no new matter.

Although no fee is due at this time, any deficiency or overpayment should be charged or credited to Deposit Account No. 501040. One duplicate copy of this letter is enclosed.

Respectfully submitted,
GENOME THERAPEUTICS CORPORATION

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Date:

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